



## Senate

General Assembly

January Session, 2011

**File No. 460**

Senate Bill No. 1144

*Senate, April 7, 2011*

The Committee on Education reported through SEN. STILLMAN of the 20th Dist., Chairperson of the Committee on the part of the Senate, that the bill ought to pass.

### **AN ACT CONCERNING SCHOOL ATTENDANCE FOR STUDENTS WHO REQUIRE TUBE FEEDINGS.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 20-101 of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective July 1, 2011*):

3 No provision of this chapter shall confer any authority to practice  
4 medicine or surgery nor shall this chapter prohibit any person from  
5 the domestic administration of family remedies or the furnishing of  
6 assistance in the case of an emergency; nor shall it be construed as  
7 prohibiting persons employed in state hospitals and state sanatoriums  
8 and subsidiary workers in general hospitals from assisting in the  
9 nursing care of patients if adequate medical and nursing supervision is  
10 provided; nor shall it be construed to prohibit the administration of  
11 medications by dialysis patient care technicians in accordance with  
12 section 19a-269a; nor shall it be construed as prohibiting students who  
13 are enrolled in schools of nursing approved pursuant to section 20-90,  
14 and students who are enrolled in schools for licensed practical nurses

15 approved pursuant to section 20-90, from performing such work as is  
16 incidental to their respective courses of study; nor shall it prohibit a  
17 registered nurse who holds a master's degree in nursing or in a related  
18 field recognized for certification as either a nurse practitioner, a clinical  
19 nurse specialist, or a nurse anesthetist by one of the certifying bodies  
20 identified in section 20-94a from practicing for a period not to exceed  
21 one hundred twenty days after the date of graduation, provided such  
22 graduate advanced practice registered nurse is working in a hospital  
23 or other organization under the supervision of a licensed physician or  
24 a licensed advanced practice registered nurse, such hospital or other  
25 organization has verified that the graduate advanced practice  
26 registered nurse has applied to sit for the national certification  
27 examination and the graduate advanced practice registered nurse is  
28 not authorized to prescribe or dispense drugs; nor shall it prohibit  
29 graduates of schools of nursing or schools for licensed practical nurses  
30 approved pursuant to section 20-90, from nursing the sick for a period  
31 not to exceed ninety calendar days after the date of graduation,  
32 provided such graduate nurses are working in hospitals or  
33 organizations where adequate supervision is provided, and such  
34 hospital or other organization has verified that the graduate nurse has  
35 successfully completed a nursing program. Upon notification that the  
36 graduate nurse has failed the licensure examination or that the  
37 graduate advanced practice registered nurse has failed the certification  
38 examination, all privileges under this section shall automatically cease.  
39 No provision of this chapter shall prohibit any registered nurse who  
40 has been issued a temporary permit by the department, pursuant to  
41 subsection (b) of section 20-94, from caring for the sick pending the  
42 issuance of a license without examination; nor shall it prohibit any  
43 licensed practical nurse who has been issued a temporary permit by  
44 the department, pursuant to subsection (b) of section 20-97, from  
45 caring for the sick pending the issuance of a license without  
46 examination; nor shall it prohibit any qualified registered nurse or any  
47 qualified licensed practical nurse of another state from caring for a  
48 patient temporarily in this state, provided such nurse has been granted  
49 a temporary permit from said department and provided such nurse

50 shall not represent or hold himself or herself out as a nurse licensed to  
 51 practice in this state; nor shall it prohibit registered nurses or licensed  
 52 practical nurses from other states from doing such nursing as is  
 53 incident to their course of study when taking postgraduate courses in  
 54 this state; nor shall it prohibit nursing or care of the sick, with or  
 55 without compensation or personal profit, in connection with the  
 56 practice of the religious tenets of any church by adherents thereof,  
 57 provided such persons shall not otherwise engage in the practice of  
 58 nursing within the meaning of this chapter. This chapter shall not  
 59 prohibit the care of persons in their homes by domestic servants,  
 60 housekeepers, nursemaids, companions, attendants or household aides  
 61 of any type, whether employed regularly or because of an emergency  
 62 [of] or illness, if such persons are not initially employed in a nursing  
 63 capacity. This chapter shall not prohibit unlicensed assistive personnel  
 64 from administering jejunostomy and gastrojejunal tube feedings to  
 65 persons who (1) attend public or nonpublic schools, (2) attend day  
 66 programs or respite centers under the jurisdiction of the Department of  
 67 Developmental Services, [(2)] (3) reside in residential facilities under  
 68 the jurisdiction of the Department of Developmental Services, or [(3)]  
 69 (4) receive support under the jurisdiction of the Department of  
 70 Developmental Services, when such feedings are performed by  
 71 trained, unlicensed assistive personnel pursuant to the written order of  
 72 a physician licensed under chapter 370, an advanced practice  
 73 registered nurse licensed to prescribe in accordance with section 20-94a  
 74 or a physician assistant licensed to prescribe in accordance with section  
 75 20-12d.

This act shall take effect as follows and shall amend the following sections:

Section 1	July 1, 2011	20-101
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**PH**                      *Joint Favorable C/R*

**ED**

**ED**                      *Joint Favorable*

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

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***OFA Fiscal Note******State Impact:*** None***Municipal Impact:*** None***Explanation***

This bill, which permits certain personnel to administer jejunostomy and gastrojejunal tube feedings to students under specific conditions, does not result in a fiscal impact to the state or municipalities.

***The Out Years******State Impact:*** None***Municipal Impact:*** None

**OLR Bill Analysis****SB 1144*****AN ACT CONCERNING SCHOOL ATTENDANCE FOR STUDENTS WHO REQUIRE TUBE FEEDINGS.*****SUMMARY:**

This bill permits trained unlicensed assistive personnel to administer jejunostomy and gastrojejunal tube feedings to students in public and nonpublic schools. The tube feedings must be administered according to the written orders of (1) a physician or (2) an advanced practice registered nurse or physician assistant licensed to prescribe.

EFFECTIVE DATE: July 1, 2011

**BACKGROUND*****Types of Feeding Tubes***

A jejunostomy tube is surgically implanted in the upper section of the small intestine called the jejunum, which is just below the stomach.

A gastrostomy is a surgical opening made through the skin of the abdomen into the stomach. A gastrojejunal tube is a tube within a tube placed in the opening. One tube ends in the stomach and the other in the small intestine.

**COMMITTEE ACTION****Public Health Committee**

Joint Favorable Change of Reference

Yea 26 Nay 0 (03/14/2011)

**Education Committee**

Joint Favorable

Yea 30 Nay 0 (03/23/2011)